



NOTICE OF MEETING AND AGENDA

POSTED
June 15, 2023

City Hall Council Chambers
735 8th Street South, Naples, Florida

Mayor: Teresa Heitmann
Vice Mayor: Michael McCabe
City Council Members:
Ted Blankenship, Ray Christman,
Terry Hutchison, Paul Perry, Beth Petrunoff
City Attorney: Nancy Stuparich • City Clerk: Patricia Rambosk
City Manager: Jay Boodheshwar

One or more other elected or appointed officials may be in attendance at this meeting.

Welcome to today's City Council Meeting. If you wish to address the Council regarding an item listed on this agenda, please complete a registration form at the rear of the room and place it in the Speaker Request Box located on the Council dais prior to consideration of that item. Public comments about items on the agenda will be heard during Item 5 or during specific agenda items. Public comments about issues not on the agenda will be heard at the end of the meeting. We ask that speakers limit their comments to 3 minutes and that large groups name a spokesperson whenever possible. Thank you for your interest and participation in City government.

Pledge of Civility

It is the desire of the City of Naples to encourage the open exchange of ideas, fair discussion of the issues, and the participation of all persons in government, therefore, we pledge to be respectful of each other even when we disagree, to direct all comments to the issues, and to avoid personal attacks during all City meetings and workshops.

City Council Regular Meeting
Wednesday, June 21, 2023
8:30 AM

All proposed ordinances and information on other items listed below, which have been provided in advance of this meeting, may be inspected in the office of the City Clerk, Room B, City Hall, or on the City of Naples home page <https://www.naplesgov.com/> or call the City Clerk's Office, 213-1015. All written, audio-visual, and other materials presented to the City Council in conjunction with deliberations during this meeting will become property of the City of Naples and will be retained by the City Clerk

1. **CALL TO ORDER AND ROLL CALL**
2. **INVOCATION AND PLEDGE OF ALLEGIANCE**
3. **SET AGENDA (Add or Remove Items)**
4. **ANNOUNCEMENTS AND PRESENTATIONS**
 - 4.A. Centennial Fun Fact

5. PUBLIC COMMENTS (For Items on the Agenda)

APPROVAL OF CONSENT AGENDA

6. MINUTES

6.A. Approval of the May 15, 2023 Workshop Meeting Minutes.

[Agenda Memorandum](#)

[May 15, 2023 Workshop Meeting Minutes](#)

7. RESOLUTIONS

7.A. A RESOLUTION FOR THE PURPOSE OF DECLARING THAT CITY COUNCIL SHALL NOT BE "IN SESSION" FROM 8:00 AM JUNE 22, 2023 TO 8:30 AM AUGUST 14, 2023; AND PROVIDING AN EFFECTIVE DATE.

(Nancy Stuparich, City Attorney)

[Agenda Memorandum](#)

[Resolution](#)

7.B. A RESOLUTION FOR THE PURPOSE OF INCREASING THE MAXIMUM EXPENDITURE LIMIT FOR CONTRACT NO. 2023-00091 WITH KPMG LLP IN ORDER TO ACCOUNT FOR ADDITIONAL EXPENDITURES RELATED TO RECOVERY FROM HURRICANE IAN AND FUTURE NATURAL DISASTERS; AUTHORIZING THE CITY MANAGER TO EXECUTE APPLICABLE PURCHASE ORDERS; AND PROVIDING AN EFFECTIVE DATE.

(Gary Young, Deputy City Manager/CFO)

[Agenda Memorandum](#)

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[KPMG Contract Amendment](#)

[KPMG Contract](#)

7.C. A RESOLUTION FOR THE PURPOSE OF AWARDING CONTRACTS BY PURCHASE ORDER TO VOIGT'S SERVICE CENTER INC, ACF STANDBY SYSTEMS LLC, VEHICLE SERVICE GROUP LLC, WASTEQUIP, AOE OF FLORIDA INC., NEXTRAN CORPORATION, AND MCNEILUS FINANCIAL INC. FOR PURCHASING REPLACEMENT EQUIPMENT, OFFICE FURNITURE, AND REPAIR SERVICES REQUIRED FOR THE PUBLIC WORKS DEPARTMENT, IN THE AMOUNTS LIMITED TO THE ADOPTED BUDGETS APPROVED BY CITY COUNCIL, PURSUANT TO CONTRACTS AWARDED TO OTHER GOVERNMENTAL ENTITIES AND VENDORS BEING SOLE SOURCE PROVIDERS; AUTHORIZING THE CITY MANAGER TO EXECUTE PURCHASE ORDERS THEREFOR; AND PROVIDING AN EFFECTIVE DATE.

(Bob Middleton, Director of Public Works)

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[Attachment 1 - Voigt's Service Center, Inc.](#)

[Attachment 2 - ACF Standby Systems LLC](#)

[Attachment 3 - Vehicle Service Group LLC](#)

[Attachment 4 - Wastequip](#)

[Attachment 5 - AOE of Florida Inc](#)

- 7.D. A RESOLUTION FOR THE PURPOSE OF APPROVING CONTRACTOR SERVICE AGREEMENTS WITH BONNESS, INC. AND PAVEMENT MAINTENANCE, LLC FOR THE CITY'S ANNUAL REPAIR AND MAINTENANCE OF STREET PAVEMENT AND RIGHT-OF-WAY INFRASTRUCTURE; AUTHORIZING THE CITY MANAGER TO EXECUTE THE CONTRACTOR'S SERVICES AGREEMENTS; AND PROVIDING AN EFFECTIVE DATE.

(Bob Middleton, Director of Public Works)

[Agenda Memorandum](#)

[Resolution](#)

[Bid Analysis](#)

[Bonness Inc. Street Paving and Maintenance Agreement with Exhibits](#)

[Pavement Maintenance LLC Agreement with Exhibits](#)

- 7.E. A RESOLUTION FOR THE PURPOSE OF APPROVING AN EXTENSION AMENDMENT OF PROFESSIONAL CONSULTANT'S SERVICES AGREEMENT FOR FINANCIAL INVESTMENT ADVISORY SERVICES WITH PUBLIC TRUST ADVISORS, LLC. FOR AN ADDITIONAL TWO YEARS, EFFECTIVE RETROACTIVELY FROM JANUARY 1, 2023 THROUGH DECEMBER 31, 2024; AUTHORIZING THE CITY MANAGER TO EXECUTE THE EXTENSION AMENDMENT OF PROFESSIONAL CONSULTANT'S SERVICES AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

(Gary Young, Deputy City Manager/CFO)

[Agenda Memorandum](#)

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[Extension Agreement Yrs 6-7 Public Trust Advisors](#)

[2017-00140 Public Trust Advisors LLC Agreement](#)

8. OTHER

- 8.A. Recommendation to Approve Second Amendment to the Interlocal Agreement between Collier County and the City of Naples Governing use of City of Naples Beach Parking Facilities and Park and Recreation Programs Extending the Term to September 30, 2023.

(Gary Young, Deputy City Manager/CFO)

[Agenda Memorandum](#)

[Third Amendment to Interlocal Agreement with Collier County - Beach Parking](#)

[Documents from Collier County BCC 9/13/22 Meeting regarding beach parking](#)

[Signed Second Amendment with Collier County \(2022-00171\)](#)

END OF CONSENT AGENDA

9. PUBLIC HEARINGS

- 9.A. A RESOLUTION FOR THE PURPOSE OF VACATING A PORTION OF A DRAINAGE EASEMENT AS ILLUSTRATED ON THE RIDGE LAKES SUBDIVISION, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 3, PAGE 23, PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA,

LYING WITHIN 659 AND 677 PALM CIRCLE EAST, MORE FULLY DESCRIBED HEREIN; AND ACCEPTANCE OF THE NEW 10-FOOT WIDE DRAINAGE EASEMENT AND 20-FOOT WIDE DRAINAGE AND ACCESS EASEMENT WITH CONDITIONS; AND PROVIDING AN EFFECTIVE DATE.

(Bob Middleton, Director of Public Works)

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[Attachment #1 Vacation Application](#)

[Attachment #2 Drainage Pipe Relocation Plans](#)

[Attachment #3 Hydraulic Analysis](#)

[Ridge Lakes subdivision Plat](#)

[Survey](#)

[Quit Claim Deed \(659 Palm Cir E\)](#)

[Quit Claim Deed \(677 Palm Cir E\)](#)

[Title Opinion Letter](#)

[Petitioner's Presentation June 21, 2023](#)

[Final Drainage and Access Easement Agreement.pdf](#)

REGULAR AGENDA

10. ITEMS PULLED FROM CONSENT AGENDA (If Needed)

11. LAND USE MATTERS

- 11.A. A RESOLUTION FOR THE PURPOSE OF DETERMINING PETITION 22-MSD5, RELATING TO A MINOR SUBDIVISION FOR THE COMBINATION OF TWO SINGLE FAMILY LOTS TO CREATE ONE SINGLE FAMILY LOT IN THE R1-10, RESIDENCE DISTRICT OWNED BY MIHAS PALM CIRCLE, LLC, LOCATED AT 659 AND 677 PALM CIRCLE EAST, MORE FULLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE.

(Erica Martin, Director of Planning)

[Agenda Memorandum](#)

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[Attachment A - Survey prepared by David C. Holman, registered surveyor and mapper, of A. Trigo and Associates, Inc., signed and sealed on May 20, 2021](#)

[Attachment B - Lot Development Comparison prepared by Clemens Bruns Schaub Architect & Associates, PA, dated 05/02/2023](#)

[Attachment C - Area and Code Calculations prepared by Clemens Bruns Schaub Architect & Associates, PA, dated 05/02/2023](#)

[Cover Letter 05.02.23](#)

[Declaration of Covenants and Deed Restrictions 05.02.23](#)

[Agenda Memorandum 12.14.22](#)

[PAB Staff Report](#)

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[Ridge Lakes Plat](#)

[Survey 659 Palm Circle East](#)

[Survey 677 Palm Circle East](#)

[PAB Minutes 081022](#)

Cover Letter 102422 for PAB
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Declaration of Covenants and Deed Restrictions for City Council 12.14.22
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Affidavit of sign posting 081022
Affidavit of Sign Posting 101222
Public Hearing Signs Reinstalled after Hurricane Ian
Affidavit of Sign Posting 110922
Affidavit of sign posting for City Council 12.14.22
Affidavit of Sign Posting for City Council 06.21.23
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Petitioner's Presentation PAB 110922
Petitioner's Presentation Council 121422
Petitioner's Presentation Council 6-21-23

11.B. Second Reading of an Ordinance for the Purpose of Determining a Small Scale Comprehensive Plan Amendment.

AN ORDINANCE FOR THE PURPOSE OF DETERMINING COMPREHENSIVE PLAN AMENDMENT APPLICATION 22-CPA2 RELATING TO A SMALL SCALE COMPREHENSIVE PLAN AMENDMENT TO THE FUTURE LAND USE DESIGNATION FROM LOW DENSITY RESIDENTIAL TO INSTITUTIONAL – PUBLIC, SEMI-PUBLIC, PRIVATE, ON A PORTION OF THE PROPERTY LOCATED AT 137 12TH AVENUE SOUTH, AND ALL OF THE PROPERTY LOCATED AT 163 12TH AVENUE SOUTH, AND OWNED BY NAPLES HISTORICAL SOCIETY, INC., A FLORIDA NOT FOR PROFIT CORPORATION, MORE FULLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE.

(Erica Martin, Director of Planning)

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[Deed - 137 12th Avenue South](#)

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[Affidavit of sign posting for Council 06.05.23](#)
[Affidavit of sign posting for Council 06.21.23](#)
[City Council 06.21.23 - Presentation - Naples Historical Society](#)

- 11.C. Second Reading of an Ordinance for the Purpose of Rezoning the Property from R1-10 Residence District to PS-Public Service District.

AN ORDINANCE FOR THE PURPOSE OF DETERMINING REZONE PETITION 22-R3, REZONING APPROXIMATELY 0.34 ACRES FROM R1-10, RESIDENCE DISTRICT TO PS-PUBLIC SERVICE DISTRICT FOR THE PROPERTY OWNED BY NAPLES HISTORICAL SOCIETY, INC., A FLORIDA NOT FOR PROFIT CORPORATION, AND LOCATED AT 163 12TH AVENUE SOUTH; MORE FULLY DESCRIBED HEREIN, AND PROVIDING AN EFFECTIVE DATE.

(Erica Martin, Director of Planning)

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[Deed 163 12th Avenue South](#)

[Site Plan](#)

[Survey 163 12th Avenue South](#)

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[Trip Generation Discussion](#)

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[Credentials - Staff](#)

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[Public Notice Mailing Addresses Council 06.05.23 and 06.21.23](#)

[Affidavit of Sign Posting PAB](#)

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[Affidavit of sign posting for Council 06.21.23](#)

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- 11.D. A RESOLUTION FOR THE PURPOSE OF DETERMINING PETITION 22-V3, PURSUANT TO SECTION 46-37 AND SECTIONS 58-834 AND 58-835 OF THE LAND DEVELOPMENT CODE TO ALLOW FOR A MINIMUM LOT AREA OF 15,000 SQUARE FEET WHERE CODE REQUIRES A MINIMUM LOT AREA OF 30,000 SQUARE FEET AND TO ALLOW FOR A MINIMUM LOT WIDTH OF 100 FEET WHERE CODE REQUIRES A MINIMUM LOT WIDTH OF 150 FEET IN THE PS-PUBLIC SERVICE DISTRICT, FOR PROPERTY OWNED BY NAPLES HISTORICAL SOCIETY, INC., A FLORIDA NOT FOR PROFIT CORPORATION, AND LOCATED AT 163 12TH AVENUE SOUTH, MORE FULLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE.

(Erica Martin, Director of Planning)

[Resolution](#)

[Attachment A - Survey Sketch Digitally Signed by Leland F. DySard, PLS on November 11, 2022](#)

[Attachment B - Site Plan Prepared by Architectural Land Design, dated September 25, 2022](#)

Attachment C - Lot Coverage Calculations Prepared by MHK Architecture & Planning, dated August 5, 2022
Attachment D - Trip Generation Discussion Prepared by Davidson Engineering, dated October 31, 2022
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- 11.E. A RESOLUTION FOR THE PURPOSE OF DETERMINING PETITION 22-CU6, RELATING TO A CONDITIONAL USE PURSUANT TO SECTION 46-34 AND SECTION 58-833(4) OF THE CODE OF ORDINANCES TO ALLOW THE EXISTING SINGLE-FAMILY RESIDENCE TO BE USED AS SMITH EXHIBIT HALL ON PROPERTY OWNED BY NAPLES HISTORICAL SOCIETY, INC., A FLORIDA NOT FOR PROFIT CORPORATION, AND LOCATED AT 163 12TH AVENUE SOUTH, NAPLES, FLORIDA, MORE FULLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE.

(Erica Martin, Director of Planning)

Agenda Memorandum

Resolution

Attachment A - Site Layout Exhibit

Attachment B - Operational Plan for Smith Exhibit Hall

Attachment C - Site Plan prepared by Architectural Land Design, dated September 25, 2022

Attachment D - Trip Generation Discussion Prepared by Davidson Engineering , dated October 31, 2022

PAB Staff Report

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Disclosure of Interest - Property Owner

Deed 163 12th Avenue South

Survey 163 12th Avenue South

Aerial

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Affidavit of Sign posting for Council 06.21.23

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- 11.F. A RESOLUTION FOR THE PURPOSE OF DETERMINING WAIVER OF DISTANCE PETITION 23-WD1 TO ALLOW A RESTAURANT TO OBTAIN AN ALCOHOLIC BEVERAGE LICENSE WITHIN 400 FEET OF AN ESTABLISHED

SCHOOL, FOR BAHAMA BREEZE RESTAURANT, ON PROPERTY OWNED BY GS PORTFOLIO HOLDINGS 2017, LLC, AND LOCATED AT 2088 9TH STREET NORTH, MORE FULLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE.

(Erica Martin, Director of Planning)

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11.G. A RESOLUTION FOR THE PURPOSE OF DETERMINING OUTDOOR DINING PETITION 23-OD8, FOR OUTDOOR DINING ON PRIVATE PROPERTY TO INCLUDE A TOTAL OF 34 TABLES, 136 SEATS, A FIRE PIT, 3 PATIO UMBRELLAS, CEILING MOUNTED OUTDOOR SPACE HEATERS, AND GAS TIKI TORCHES FOR BAHAMA BREEZE RESTAURANT, ON PROPERTY OWNED BY GS PORTFOLIO HOMES 2017, LLC, AND LOCATED 2088 9TH STREET NORTH, MORE FULLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE.

(Erica Martin, Director of Planning)

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- 11.H. A RESOLUTION FOR THE PURPOSE OF DETERMINING LIVE ENTERTAINMENT PETITION 23-LE4 TO ESTABLISH AMPLIFIED LIVE ENTERTAINMENT WITH A MAXIMUM OF TWO ENTERTAINERS LOCATED INDOORS ON SUNDAY THROUGH WEDNESDAY FROM 11:00 A.M. TO 11:30 P.M. , AND ON THURSDAY THROUGH SATURDAY FROM 11:00 A.M. TO 12:00 A.M.; OR AMPLIFIED LIVE ENTERTAINMENT WITH A MAXIMUM OF TWO ENTERTAINERS LOCATED OUTDOORS ON SUNDAY THROUGH WEDNESDAY FROM 11:00 A.M. TO 10:00 P.M., AND ON THURSDAY THROUGH SATURDAY FROM 11:00 A.M. TO 12:00 A.M. FOR BAHAMA BREEZE RESTAURANT, ON PROPERTY OWNED BY GS PORTFOLIO HOLDINGS 2017, LLC, AND LOCATED AT 2088 9TH STREET NORTH, MORE FULLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE.

(Erica Martin, Director of Planning)

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- 11.I. A RESOLUTION FOR THE PURPOSE OF DETERMINING PETITION 23-CU1, RELATING TO A CONDITIONAL USE PURSUANT TO SECTION 50-102(b)(2) OF THE CODE OF ORDINANCES TO ALLOW REQUIRED PARKING WITHIN 600 FEET OF A LOT TO ACCOMPLISH SHARED PARKING ON PROPERTY OWNED BY HYGATE PROPERTIES, LLC, AND LOCATED AT 1795, 1801-1841 9TH STREET NORTH, MORE FULLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE.

(Erica Martin, Director of Planning)

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[Attachment A - Parking Exhibit Prepared by Trebilcock Consulting Solutions, dated revised April 5, 2023](#)

[Attachment B - Planting Plan Prepared by Architectural Land Design, Inc., dated May 30, 2023](#)

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- 11.J. A RESOLUTION FOR THE PURPOSE OF DETERMINING OUTDOOR DINING PETITION 23-OD2, FOR OUTDOOR DINING ON PRIVATE PROPERTY TO INCLUDE A TOTAL OF 9 TABLES AND 26 SEATS FOR JIMMY P'S CHARRED RESTAURANT, ON PROPERTY OWNED BY HYGATE PROPERTIES, LLC, AND LOCATED AT 1823-1841 9TH STREET NORTH, MORE FULLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE.

(Erica Martin, Director of Planning)

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[Attachment A - Outdoor Dining Exhibit \(Life Safety Plan\) prepared by Trebilcock Planning Engineering, dated November 18, 2021](#)

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- 11.K. A RESOLUTION FOR THE PURPOSE OF DETERMINING PETITION 22-CU4, RELATING TO A CONDITIONAL USE PURSUANT TO SECTION 58-143 OF THE CODE OF ORDINANCES TO ALLOW A PRIVATE, UNLIT, RECREATIONAL

PICKLEBALL COURT ON PROPERTY OWNED BY DOUGLAS J. TRAINA AND MIMI GROOM AND LOCATED AT 777 GULF SHORE BOULEVARD NORTH, MORE FULLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE.

(Erica Martin, Director of Planning)

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- 11.L. A RESOLUTION FOR THE PURPOSE OF DETERMINING PETITION 23-V1, RELATING TO A VARIANCE PURSUANT TO SECTION 46-37 AND SECTION 58-416 OF THE CITY OF NAPLES CODE OF ORDINANCES TO ALLOW FOR NEW POOL EQUIPMENT TO ENCROACH INTO THE REQUIRED REAR YARD SETBACK FOR PROPERTY OWNED BY BELLA BAIÁ CONDÖMINIUM ASSOCIATION, INC., AND LOCATED AT 1810 GULF SHORE BOULEVARD NORTH, MORE FULLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE.

(Erica Martin, Director of Planning)

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[Map of Final Pool As-Built Survey of Bella Baia Condominium, prepared by Donald G. Miller of Dagostino & Wood, Inc., dated 03.15.2022](#)

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- 11.M. A RESOLUTION FOR THE PURPOSE OF DETERMINING OUTDOOR DINING PETITION 23-OD3, ESTABLISHING OUTDOOR DINING FOR THE OLDE

NAPLES BUILDING TO INCLUDE 17 TABLES AND 76 SEATS ON PROPERTY OWNED BY OLDE NAPLES BUILDING, LLC, A FLORIDA LIMITED LIABILITY COMPANY, LOCATED AT 284 BROAD AVENUE SOUTH AND 1148 3RD STREET SOUTH, MORE FULLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE. (Continued from the May 17, 2023 City Council meeting).

(Erica Martin, Director of Planning)

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[Attachment A - Life Safety - Parking Analyses - Proposed Site Plan](#)

[Attachment B - Outdoor Heater Specifications](#)

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[Survey - 1148 3rd Street South \(2021-02-18\)\(Boundary\)](#)

[Survey - 1148 3rd Street South \(2023-04-07\)\(Boundary\)](#)

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- 11.N. A RESOLUTION FOR THE PURPOSE OF DETERMINING OUTDOOR DINING PETITION 23-OD7 AUTHORIZING 21 TABLES, 92 CHAIRS, 16 BARSTOOLS, AND 5 UMBRELLAS, ON PROPERTY OWNED BY THE MOORINGS COUNTRY CLUB, INC., LOCATED AT 2500 CRAYTON ROAD, MORE FULLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE.

(Erica Martin, Director of Planning)

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[Attachment A - Life Safety Plan](#)

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- 11.O. A RESOLUTION FOR THE PURPOSE OF DETERMINING OUTDOOR DINING PETITION 23-OD6, ESTABLISHING OUTDOOR DINING TO INCLUDE 12 TABLES, 48 CHAIRS, AND 6 UMBRELLAS FOR A RESTAURANT KNOWN AS LE MARTINIQUE ON PROPERTY OWNED BY MICHAEL G. ELDEN AND MARIE C. ELDEN AND LOCATED AT 210 9TH STREET NORTH, MORE FULLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE.
(Erica Martin, Director of Planning)
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- 11.P. A RESOLUTION FOR THE PURPOSE OF DETERMINING OUTDOOR DINING PETITION 23-OD4, AUTHORIZING THE EXISTING OUTDOOR DINING LAYOUTS FOR RIDGWAY BAR AND GRILL FRONT PORCH AND GARDEN SEATING AND TONY'S OFF 3RD COURTYARD SEATING TO INCLUDE 31 TABLES, 126 CHAIRS AND 34 STOOLS ON PROPERTY OWNED BY TR#2 JOAN F. TOBIN & FAMILY TRUST – C/O NEAPOLITAN ENTERPRISES LLC LOCATED AT 1300 3rd STREET SOUTH, MORE FULLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE.
(Erica Martin, Director of Planning)
[Continuance Memorandum](#)
- 11.Q. A RESOLUTION FOR THE PURPOSE OF DETERMINING LIVE ENTERTAINMENT PETITION 23-LE1 TO ESTABLISH AMPLIFIED INDOOR LIVE ENTERTAINMENT WITH NO MORE THAN TWO ENTERTAINERS PLAYING GUITAR OR A DJ EVERY FRIDAY FROM 3:00PM TO 10:00PM INSIDE THE HOTEL LOBBY LOUNGE, FOR THE HYATT HOUSE NAPLES ON PROPERTY OWNED BY NAPLES 5TH AVENUE HOTEL, LLC, AND LOCATED AT 1345 5TH AVENUE SOUTH, MORE FULLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE.
(Erica Martin, Director of Planning)
[Continuance Memorandum](#)
- 11.R. A RESOLUTION FOR THE PURPOSE OF DETERMINING LIVE ENTERTAINMENT PETITION 23-LE2 TO ESTABLISH NONAMPLIFIED OUTDOOR LIVE ENTERTAINMENT WITH ONE PERFORMER ON SATURDAYS AND SUNDAYS FROM 10:00 AM TO 1:00 PM FOR THE BUSINESS KNOWN AS CIAO BELLA SHOP ON PROPERTY OWNED BY NIGHTHAWK GROUP 765, LLC, A FLORIDA LIMITED LIABILITY COMPANY AND LOCATED AT 779-785 5TH AVENUE SOUTH, MORE FULLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE.

(Erica Martin, Director of Planning)
[Continuance Memorandum](#)

12. OLD BUSINESS

- 12.A. Appoint Members to the Planning Advisory Board.
(Patricia Rambosk, City Clerk)
[Agenda Memorandum](#)
[PAB - John Crees application](#)
[PAB - Andrew Mair application](#)
[PAB - Linda Raclin application](#)
[PAB - Marshall Slagle application](#)
[PAB code](#)

13. NEW BUSINESS

- 13.A. A RESOLUTION FOR THE PURPOSE OF APPROVING A CONSTRUCTION MANAGER AT RISK (CMAR) CONTRACT BETWEEN THE CITY AND KIEWIT INFRASTRUCTURE SOUTH CO. IN THE AMOUNT OF \$1,566,468 FOR PRE-CONSTRUCTION PHASE SERVICES, AND FOR 12% OF THE GUARANTEED MAXIMUM PRICE (GMP) FOR CONSTRUCTION OF THE BEACH RESTORATION AND WATER QUALITY IMPROVEMENTS (BEACH OUTFALLS) PROJECT; AUTHORIZING THE CITY MANAGER TO EXECUTE THE CONTRACTS THEREFOR; AND PROVIDING AN EFFECTIVE DATE.
(Bob Middleton, Director of Public Works)
[Agenda Memorandum](#)
[Resolution](#)
[CMAR Agreement](#)
[23-001 Bid Analysis](#)
- 13.B. A RESOLUTION APPROVING, RATIFYING AND CONFIRMING THE MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF NAPLES AND THE AMERICAN FEDERATION OF STATE, COUNTY, AND MUNICIPAL EMPLOYEES (AFSCME), COUNCIL NO. 79, LOCAL NO. 2017 BARGAINING UNIT; AND PROVIDING AN EFFECTIVE DATE.
(Charlotte Loewel, Director of Human Resources)
[Agenda Memorandum](#)
[Resolution](#)
[Memorandum of Understanding](#)
- 13.C. Update and Discussion of the 60% South Golf Drive Street Improvement Project.
(Bob Middleton, Director of Public Works)
[Agenda Memorandum](#)
[Attachment #1 - Public Meeting Technical Memorandum Presentation](#)
- 13.D. Discussion Regarding Below-Ground Parking.
(Teresa Heitmann, Mayor)
[Memo Dated 12.23.2015 from Bob Pritt Regarding Prior Legal Opinions on Height Charter Amendment - Height - Timeline 1999-2015 Prepared by Bob Pritt](#)

ORDINANCES

- 14. FIRST READING ORDINANCES - None**
- 15. SECOND READING ORDINANCES - None**
- 16. PUBLIC COMMENTS (For Items NOT on the Agenda)**
- 17. COMMUNICATIONS FROM MAYOR, CITY COUNCIL, AND STAFF**
- 18. ADJOURNMENT**

NOTICE

FORMAL ACTION MAY BE TAKEN ON ANY ITEM DISCUSSED OR ADDED TO THIS AGENDA. ANY PERSON WHO DECIDES TO APPEAL ANY DECISION MADE BY THE CITY COUNCIL WITH RESPECT TO ANY MATTER CONSIDERED AT THIS MEETING (OR HEARING) WILL NEED A RECORD OF THE PROCEEDINGS AND MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDING IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE HEARD. ANY PERSON WITH A DISABILITY REQUIRING AUXILIARY AIDS AND SERVICES FOR THIS MEETING MAY CALL THE CITY CLERK'S OFFICE AT (239) 213-1015 WITH REQUESTS AT LEAST TWO BUSINESS DAYS BEFORE THE MEETING DATE.